SINGLE BENCH (4)

IN THE HON'BLE HIGH COURT OF CHHATTISGARH, BILASPUR (C.G.)

WRIT PETITION NO.3322/2006

PETITIONER : **Smt. Nivedita Mukherjee** w/o Shri Tapas Mukherjee, aged about 42 years, working as an Assistant Professor, at Dr. Khub Chand Baghel Government College Bhilai-3, Bhilai, R/o. 8/4, Radhika Nagar, Bhilai, District Durg (C.G.)

P.R. No. 3371/06
Presented by Shri M.A. Jaiswal
dated 5/7/06

VERSUS

RESPONDENTS : **State of Chhattisgarh**, Through- the Secretary, Department of Higher Education, D.K.S. Bhawan, Raipur (C.G.)

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CLERK to A. G. BILASPUR
05.07.06

WRIT PETITION UNDER ARTICLES 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT/WRITS, ORDER/ORDERS, OR/AND DIRECTION / DIRECTIONS IN THE NATURE OF MANDAMUS/CERTIORARI, OR OF ANY OTHER APPROPRIATE NATURE.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(63)

आदेश पत्रक

मामला क्रमांक W.P.3322/ **सन्** 2006

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	7-7-2006 Mr. G.S. Agrawal, Senior Advocate with Mr. K.R. Nair, Advocate for the petitioner. Mr. Sumesh Bajaj, Govt. Advocate for the State/respondent, on advance copy. Heard. By the instant writ petition under Article 226 of the Constitution of India, the petitioner has questioned the propriety of the order dated 30th June, 2006 whereby she has been transferred from Dr. Khoobchand Baghel Govt. College, Bhilai-3, District: Durg to Late Deviprasad Choubey Govt. College, Gandai, District: Rajnandgaon. The case of the petitioner is that the petitioner has first joined her service on 27-7-1998 at Govt. College, Bamhani Banjar, District: Madla, where she worked till 8-7-1993. She was transferred on her own request from Govt. College, Bamhani Banjar to Govt. College, Durg. She joined at Durg on 10-7-1993, but surprisingly, she was transferred from Durg to Govt. College, Navagarh only 4 days after her joining at Durg. Thereafter, she was again transferred from Navagarh to Govt. College, Utai where she joined on 3-8-1995 and she worked there till 5-10-2001. The petitioner has two children, her son is studying in Class-IX and daughter is studying in Class-II at Bhilai, therefore, the petitioner's transfer will badly affect the education of her children. Therefore, learned counsel for the petitioner submits that the petitioner may be allowed to make a representation to the respondent and in	

(पीछे देखिये)

XI-HC-22

(64)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.3322/ **सन्** 2006

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

turn, the respondent be directed to decide the same to which Mr. Bajaj, learned Govt. Advocate has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is allowed to make a representation raising all her grounds to the respondent within 10 days from today, and in turn, the respondent is directed to decide the representation of the petitioner within a period of two months from the date of its receipt after considering all the points raised by the petitioner, in accordance with law. In the mean time, the petitioner shall not be relieved if she is not already relieved, till the decision on the representation.

With the directions aforesaid, the petition stands disposed of.

Consequently, M.(W.)P.No.2551/2006 and I.A.No.6525/2006 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Soma

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